

OCT. 13. 2004. 4:22PM

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NO. 0698 P. 1/18

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**OCT 13 2004**

**FOLEY & LARDNER LLP  
ATTORNEYS AT LAW**

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## FACSIMILE TRANSMISSION

**Total # of Pages: 18 (including this page)**

TO:	PHONE #:	FAX #:
Examiner L.S. Channavajjala – Art Unit 1615 Commissioner for Patents Mail Stop AF	(571) 272-0591	(703) 872-9306

**From :** Stephen E. Reiter *SEN*  
**Email Address :** sreiter@foley.com  
**Sender's Direct Dial :** 858.847.6711  
**Date :** October 13, 2004  
**Client/Matter No :** 028614-1102  
**User ID No :** 1877

### MESSAGE:

#### OFFICIAL

Re: Application Serial No. 09/700,625

Following are:

Amendment Transmittal (3 pgs.-in dupl. = 6 pgs.);  
Response Under 37 C.F.R. 1.116 (11 pgs.).

If there are any problems with this transmission or if you have not  
received all of the pages, please call .

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OCT 13 2004

Atty. Dkt. No. DALHO1290-1 (028614-1102)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: Sawynok et al.

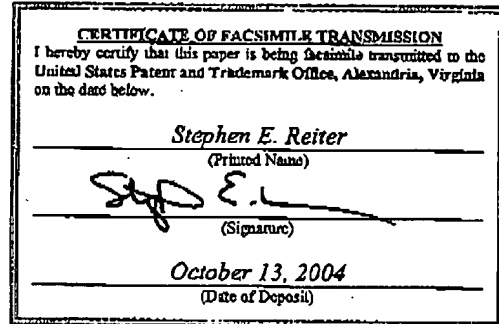
Title: ANTIDEPRESSANT  
COMPOSITIONS USEFUL FOR  
LOCAL ANALGESIA (as  
amended)

Appl. No.: 09/700,625

Filing Date: 2/1/2001

Examiner: L. S. Channavajjala

Art Unit: 1615

**AMENDMENT TRANSMITTAL**Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Transmitted herewith is an amendment in the above-identified application.

[ X ] Small Entity status under 37 C.F.R. § 1.9 and § 1.27 has been established by a previous  
assertion of Small Entity status.

[ ] Assertion of Small Entity status is enclosed.

[ X ] The fee required for additional claims is calculated below:

	Claims As Amended		Previously Paid For		Extra Claims Present		Rate		Additional Claims Fee
Total Claims:	14	-	71	=	0	x	\$18.00	=	\$0.00
Independent Claims:	10	-	6	=	4	x	\$88.00	=	\$352.00

Atty. Dkt. No. DALHO1290-1 (028614-1102)

First presentation of any Multiple Dependent Claims:	+	\$300.00	=	\$0.00
0				
		CLAIMS FEE TOTAL	=	\$352.00

- ☐ Applicant hereby petitions for an extension of time under 37 C.F.R. §1.136(a) for the total number of months checked below:

<input type="checkbox"/> Extension for response filed within the first month:	\$110.00	0	\$0.00
<input type="checkbox"/> Extension for response filed within the second month:	\$430.00	0	\$0.00
<input type="checkbox"/> Extension for response filed within the third month:	\$980.00	0	\$0.00
<input type="checkbox"/> Extension for response filed within the fourth month:	\$1,530.00	0	\$0.00
<input type="checkbox"/> Extension for response filed within the fifth month:	\$2,080.00	0	\$0.00
	EXTENSION FEE TOTAL:		\$0.00
<input type="checkbox"/> Statutory Disclaimer Fee under 37 C.F.R. 1.20(d):	\$110.00	0	\$0.00
	CLAIMS, EXTENSION AND DISCLAIMER FEE TOTAL:		\$352.00
<input checked="" type="checkbox"/>	Small Entity Fees Apply (subtract ½ of above):		\$176.00
	TOTAL FEE:		\$176.00

- ☒ Please charge Deposit Account No. 50-0872 in the amount of \$176.00. A duplicate copy of this transmittal is enclosed.
- ☐ A check in the amount of \$\_\_\_\_\_ is enclosed.
- ☒ The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 50-0872. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 50-0872. If any extensions of time are needed for timely acceptance of papers submitted herewith, applicant hereby petitions for such

Atty. Dkt. No. DALHO1290-1 (028614-1102)


extension under 37 C.F.R. §1.136 and authorizes payment of any such extensions fees to  
Deposit Account No. 50-0872.

Please direct all correspondence to the undersigned attorney or agent at the address  
indicated below.

Respectfully submitted,

Date: October 13, 2004

By



FOLEY & LARDNER LLP  
Customer Number: 30542  
Telephone: (858) 847-6711  
Facsimile: (858) 792-6773

Stephen E. Reiter  
Attorney for Applicant  
Registration No. 31,192

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**DUPLICATE**

OCT 13 2004

Atty. Dkt. No. DALHO1290-1 (028614-1102)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: Sawynok et al.

Title: ANTIDEPRESSANT  
COMPOSITIONS USEFUL FOR  
LOCAL ANALGESIA (as  
amended)

Appl. No.: 09/700,625

Filing Date: 2/1/2001

Examiner: L. S. Charnavajjala

Art Unit: 1615

<b>CERTIFICATE OF FACSIMILE TRANSMISSION</b> I hereby certify that this paper is being facsimile transmitted to the United States Patent and Trademark Office, Alexandria, Virginia on the date below.  <u>Stephen E. Reiter</u> (Printed Name)  <u>[Signature]</u> (Signature)  <u>October 13, 2004</u> (Date of Deposit)
--

**AMENDMENT TRANSMITTAL**

Mail Stop Amendment  
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P.O. Box 1450  
Alexandria, VA 22313-1450

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Atty. Dkt. No. DALHO1290-1 (028614-1102)

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